

**SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT**

264807

DATE OF REPORT (DAY-MO.-YEAR)

20 SEP 00

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION ☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM-INVESTIGATOR'S NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.
BRUNDAGE, John P.		SGT	1697			007
ADDRESS OF INCIDENT			DATE OF INCIDENT - TIME		BEAT OF INCIDENT	LOCATION CODE*
6700 S. Bishop			MON 14 AUG 00 1915		725	17
NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.
1. CUNNINGHAM, Aaron B.		P.O.	15522			007
2. KOPEC, Peter S.		P.O.	10813			007
SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)		PHYS. COND. CODE†
1. M 2		29 JUN 98		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		01
2. M 2		30 NOV 98		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		01
IF APPLICABLE - DATE ARRESTED/INDICTED		CHARGES		COURT BRANCH	DISPOSITION & DATE	
1.						
2.						
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE
						F/B
						F/B
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS

The Complainants allege that on the above date and time,

- 1) the accused officers stopped their vehicle for no reason;
- 2) P.O. KOPEC was verbally abusive, in that he stated to "Shut the fuck up, we're doing you a favor [by not issuing tickets]." P.O. KOPEC also "dumped" the contents of "s purse on the hood of her vehicle;
- 3) P.O. KOPEC searched the passenger compartment of their vehicle without warrant or permission;
- 4) P.O. CUNNINGHAM was verbally abusive, in that he stated to "as she was talking on a cellular telephone, "Put the fucking phone down. Get out of the fucking car;"
- 5) P.O. Cunningham also instructed "to pull her shirt up so he could observe the waistband of her pants.

No arrest, no citations issued.

I.A.D. LOCATION CODES*

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property - Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

I.A.D. PHYSICAL CONDITION CODES†

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

* * IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

SUMMARY

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

In summary, R/S contacted both Complainants and obtained statements from the officers involved.

Complainant [REDACTED] stated that she was the passenger of the vehicle, and the passenger officer was verbally abusive and also commanded her to lift her shirt so that he could view the waistband of her pants. [att 3] P.O. Cunningham admits to being the passenger officer. [att 12]

Complainant [REDACTED] stated that the driver officer was verbally abusive, in that he told her "Shut the fuck up, we're doing you a favor." The driver officer also emptied the contents of her purse on the hood of the car, and searched the passenger compartment of the Jaguar without permission. [att 4] P.O. Kopec admits to being the driver officer [att 8]

The responses from the officers deny any verbal abuse or the command to lift [REDACTED] shirt [att 8, 12]

It is uncontraverted that [REDACTED] the driver, had an expired driver's license, and that she was not authorized to drive the rental vehicle per the terms of the rental agreement. {att. 4, 8, 12] The officer's statement that the license plates on the rental Jaguar were registered to a Ford was not able to be disproved by the Complainants.

R/S concludes that the officers had a probable cause to stop the Complainant's vehicle, and when [REDACTED] could not produce a current driver's license, she, the contents of her purse, and the passenger compartment of the vehicle could be searched as part of an investigation into the ownership of the vehicle. [REDACTED] allegation, even if true, that she was requested to lift her shirt only so far as to view the waistband of her pants, would be justified under the circumstances. R/S is unable to prove or disprove the allegations of verbal abuse by the accused officers.

ATTACHMENTS

INVESTIGATIVE REPORTS— SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS— SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
1, 3, 4	7, 12	0	12

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

FINDINGS:

- 1) The allegation of improper vehicle stop by P.O. KOPEC and P.O. CUNNINGHAM is EXONERATED;
- 2) The allegation of verbal abuse by P.O. KOPEC is NOT SUSTAINED;
- 3) The allegation of improper search by P.O. KOPEC of the passenger compartment of the vehicle is EXONERATED;
- 4) The allegation of verbal abuse by P.O. CUNNINGHAM is NOT SUSTAINED;
- 5) The allegation of improper search of [REDACTED] by P.O. CUNNINGHAM is NOT SUSTAINED.

FINDINGS—RECOMMENDATIONS

RECOMMENDATIONS: NO DISCIPLINARY ACTION

DEC 14 2000
[REDACTED]

DATE INITIATED
(DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION) 22 AUG 00

DATE COMPLETED
(DATE OF THIS
REPORT)

20 SEP 00

ELAPSED TIME
(TOTAL TIME,
EXPRESSED IN DAYS)

28

Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

COMPLAINT REGISTER NUMBER 264807

EVIDENCE LIST

Attachment Description

Attachment No.

Complaint Against Department Member	1
007 th District Daily Assignment Log, 3 rd Watch, 14 AUG 00	2
To From Subject Report - Statement of Complainant [REDACTED]	3
To From Subject Report - Statement of Complainant [REDACTED]	4
Notification of Charges/Allegations - P.O. KOPEC	5
Administrative Proceedings Rights - P.O. KOPEC	6
Waiver of Counsel/Request to Secure Counsel - P.O. KOPEC	7
To From Subject Report - Response from P.O. KOPEC	8
Notification of Charges/Allegations - P.O. CUNNINGHAM	9
Administrative Proceedings Rights - P.O. CUNNINGHAM	10
Waiver of Counsel/Request to Secure Counsel - P.O. CUNNINGHAM	11
To From Subject Report - Response from P.O. CUNNINGHAM	12